\*\* - 1AP6 Rec'd PCT/PTO 29 SEP 2006

(REV 5-93)

US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES

DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A FILING UNDER 35 U.S.C. §371

ATTORNEY DOCKET NUMBER . 2006\_1537A

U.S. ABPLICATION NO. (if known, \$1370 ) 594996
NEW

International Application No. PCT/JP2005/006522

International Filing Date March 28, 2005

Priority Date Claimed March 30, 2004

Title of Invention

FORM PTO 1390

ALKOXYPHENYLPROPANOIC ACID DERIVATIVES

Applicant(s) For DO/EO/US Tsuneo YASUMA et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- 1. [X] This is a FIRST submission of items concerning a filing under 35 U.S.C. §371.
- 2. [] This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371.
- 3. [X] This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1).
- 4. [] A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- 5. [X] A copy of the International Application as filed (35 U.S.C. §371(c)(2))
  - a. [] is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. [X] has been transmitted by the International Bureau.
  - c. [] is not required, as the application was filed in the United States Receiving Office (RO/US)
- 6. [X] A translation of the International Application into English (35 U.S.C. §371(c)(2)). ATTACHMENT A
- 7. [] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)).
  - a. [] are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. [] have been transmitted by the International Bureau.
  - c. [] have not been made; however, the time limit for making such amendments has NOT expired.
  - d. [] have not been made and will not be made.
- 8. [] A translation of the amendments to the claims under PCT Article 19.
- 9. [X] An executed oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)). ATTACHMENT B
- 10. [] A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).

## Items 11. to 14. below concern other document(s) or information included:

- 11. [X] An Information Disclosure Statement under 37 CFR 1.97 and 1.98. ATTACHMENT C
- 12. [X] An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.

## ATTACHMENT D

- 13. [X] A FIRST preliminary amendment. ATTACHMENT E
  - [] A SECOND or SUBSEQUENT preliminary amendment.
- 14. [X] Other items or information: WO 2005/095338 ATTACHMENT F
  - Form PCT/IB/304 ATTACHMENT G

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEE FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975.

		IAP2 Rec'd PCT/PTO 29 SEP 2				
v.s. APPLICATION NO. (1975) 1996 INTERNATIONAL APPLICATION NO. PCT/JP2005/006522					ATTORNEY'S DOCKET NO. 2006_1537A	
15. [X] The following fees are sub	_				CALCULATIONS	PTO USE ONLY
Basic National Stage Fee National Stage Search Fee (Intern National Stage Examination Fee Specification/drawings in excess of	ational Search Report pro	vided - 37 CFR 1.4	492(b)(2))	\$200.00		
ENTER APPROPRIATE BASIC FEE AMOUNT =					\$1,400.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					\$	
Claims	Number Filed	Number	Extra	Rate		
Total Claims	17 - 20 =	0		X \$50.00	\$	
Independent Claims	1 - 3 =	0		X \$200.00	\$	
Multiple dependent claim(s) (if applicable) + \$360.00					\$	
TOTAL OF ABOVE CALCULATIONS =					\$1,400.00	
[] Small Entity Status is hereby asserted. Above fees are reduced by 1/2.					\$	
SUBTOTAL =					\$1,400.00	
Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).					s	
TOTAL NATIONAL FEE =					\$1,400.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +					\$40.00	
TOTAL FEES ENCLOSED =					\$1,440.00	
					Amount to be refunded	s
					Amount to be charged	s
a. [X] A check in the amount of \$1.44  b. [] Please charge my Deposit Account A duplicate copy of this sheet is  c. [] The Commissioner is hereby autoverpayment to Deposit Account	int No. 23-0975 in the amoun enclosed. horized to charge any addition	nt of \$ to	cover the above for	es.		
NOTE: Where an appropria must be filed and granted to	ite time limit under 37 restore the application	CFR 1.494 or 1 nto pending sta	1.495 has not tus.	been met, a petitio	n to revive (37 CFR 1.	.137(a) or (b))
					Theeley, J.C., ration No. 33,367	
CUSTOMER NO.					LIND & PONACK, L.L.	Р.
000513  2033 "K" S Washingt Phon Fax:					treet, N.W., Suite 800 on, D.C. 20006-1021 e:(202) 721-8200 :(202) 721-8250	
					ember 29, 2006	

[CHECK NO.\_ [2006\_1537A]

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

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Tsuneo YASUMA et al.

:

Serial No. NEW

Attorney Docket No. 2006 1537A

Filed September 29, 2006

ALKOXYPHENYLPROPANOIC ACID DERIVATIVES [Corresponding to PCT/JP2005/006522 Filed March 28, 2005]

**SUBMISSION OF ENGLISH/JAPANESE** 

## **DECLARATION AND POWER OF ATTORNEY**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The attached Declaration and Power of Attorney includes both Japanese language text and English language text. The English language text constitutes an accurate translation of the Japanese language text.

Respectfully submitted,

Tsuneo YASUMA et al.

Bv

Warren M. Cheek Ir

Warcheele

Registration No. 33,367

Attorney for Applicants

WMC/dlk Washington, D.C. 20006-1021 Telephone (202) 721-8200 Facsimile (202) 721-8250 September 29, 2006